

House Bill 537

By: Representatives Clark of the 98<sup>th</sup>, Morris of the 26<sup>th</sup>, Pruett of the 149<sup>th</sup>, Jones of the 25<sup>th</sup>, Cantrell of the 22<sup>nd</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to  
2 elections and primaries generally, so as to provide that no voting device may be approved or  
3 provided for use in this state unless its final assembly place was located in the United States;  
4 to provide a short title; to provide definitions; to provide sanctions; to provide an exception;  
5 to provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 This Act shall be known as and may be cited as the "By America for America Act."

9 **SECTION 2.**

10 Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to elections and  
11 primaries generally, is amended in Article 8A, relating to state-wide voting equipment, by  
12 adding a new Code section to read as follows:

13 "21-2-301.

14 (a) As used in this Code section, the term:

15 (1) 'Final assembly place' means the plant, factory, or other place at which a voting  
16 device is produced or assembled by a manufacturer and from which such voting device  
17 is delivered with all component mechanical parts necessary for the operation of such  
18 voting device. Such term shall not include the location where approved software is  
19 uploaded to the voting device.

20 (2) 'Voting device' means any type of electronic, mechanical, or electromechanical  
21 apparatus on which an elector casts a vote, votes are tabulated, or ballots are marked.

22 (b) No voting device shall be approved, purchased, leased, or otherwise acquired for use  
23 in primaries or elections in this state unless its final assembly place is located in the United  
24 States.

25 (c) It shall be illegal for a person to execute a contract to sell, lease, or otherwise provide  
26 a voting device that the person knows fails to satisfy the requirements of this Code section.  
27 A person convicted of violating this subsection shall be guilty of a misdemeanor of a high  
28 and aggravated nature.  
29 (d) Nothing in this Code section shall prohibit a person from exhibiting a voting device  
30 that does not satisfy the requirements of this Code section."

31 **SECTION 3.**

32 All laws and parts of laws in conflict with this Act are repealed.